IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA)	
	Plaintiff,) 8:09CR236)	
•	/s.) DETENTION ORDER	
PEDRO	CARMONA-FLORES,	,	
	Defendant.	,	
Afte Act	. <u>Order For Detention</u> After conducting a detention hearing pursuant to 18 U.S.C. § 3142(f) of the Bail Reform Act on June 19, 2009, the Court orders the above-named defendant detained pursuant to 18 U.S.C. § 3142(e) and (i).		
The X	Statement Of Reasons For The Detention The Court orders the defendant's detention because it finds: X By a preponderance of the evidence that no condition or combination of conditions will reasonably assure the appearance of the defendant as required. By clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of any other person or the community.		
The whi	ch was contained in the Pretrial Services (1) Nature and circumstances of the X (a) The crime: having prevised felony and deported from District of Nebraska after without the consent of the violation of 8 U.S.C. § imprisonment under 8 U.S. (b) The offense is a crime of (c) The offense involves a nature (d) The offense involves a larure (2) The weight of the evidence again (3) The history and characteristics of (a) General Factors: The defendant a may affect wheth X The defendant ham X The defendant ham X The defendant of ties. Past conduct of the U.S. (a) The defendant ham X T	e offense charged: fously been convicted of an aggravated in the United States, being found in the er having re-entered the United States he Attorney General or his successor in 1326(a) and subject to twenty years S.C. § 1326(b). violence. hrcotic drug. ge amount of controlled substances, to wit: hist the defendant is high. If the defendant including: ppears to have a mental condition which her the defendant will appear. has no steady employment. has no substantial financial resources. hot a long time resident of the community. Hoes not have any significant community he defendant: has a history relating to drug abuse. has a significant prior criminal record. has a prior record of failure to appear at	

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(b)) At the time of the current arrest, the defendant was on:	
	Probation	
	Parole	
	Release pending trial, sentence, appeal or completion of	
	sentence.	
(c)	Other Factors:	
	X The defendant is an illegal alien and is subject to	
	deportation.	
	The defendant is a legal alien and will be subject to	
	deportation if convicted.	
	X The Bureau of Immigration and Custom Enforcement	
	(BICE) has placed a detainer with the U.S. Marshal.	
	Other:	
X (4) The r	nature and seriousness of the danger posed by the defendant's	

release are as follows: The nature of the defendant's criminal history.

D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: June 19, 2009. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge